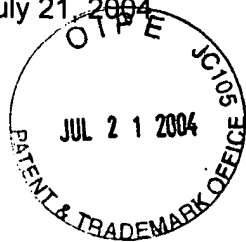


JENKINS
WILSON
& TAYLOR

patent attorneys

July 21, 2004



"Express Mail" mailing number.: EV501977048US

Date of Deposit July 21, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Patty Wilson

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/785,374 for THERAPEUTIC
METHODS EMPLOYING NITRIC OXIDE PRECURSORS
Our Ref. No. 1242/58

Sir:

Enclosed please find the following:

1. Response to Notice to File Missing Parts (2 pages);
2. Copy of Notice to File Missing Parts (2 pages);
3. Executed Declaration (3 pages);
4. Substitute pages 20, 97 and 102 of the specification;
5. Three (3) sheets of replacement drawings;
6. Transmittal of Replacement Drawings (1 page);
7. A return-receipt postcard to be returned to our offices with the U.S. Patent and Trademark filing stamp thereon; and
8. Express Mail Certificate No. EV501977048US.

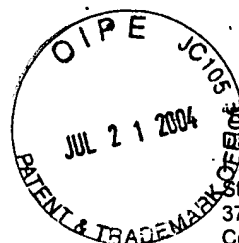
The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

Arles A. Taylor, Jr.
Registration No. 39,395

AAT/ptw
Enclosures
Customer No: 25297



"Express Mail" mailing number: EV501977048US

Date of Deposit July 21, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Patty Wilson
Patty Wilson

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Summar et al.

Group Art Unit: 1638

Serial No.: 10/785,374

Examiner: Unknown

Filed: February 24, 2004

Docket No.: 1242/58

Confirmation No.: 1629

For: THERAPEUTIC METHODS EMPLOYING NITRIC OXIDE PRECURSORS

RESPONSE TO NOTICE TO FILE MISSING PARTS
- FILING DATE GRANTED

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is pursuant to the "Notice to File Missing Parts of Application - Filing Date Granted" dated April 22, 2004. Please find enclosed the following:

1. An original executed Declaration for the above-referenced U.S. Patent Application;
2. Three (3) sheets of Replacement Drawings (Figures 4, 11 and 12);
3. Substitute pages 20, 97 and 102 of the specification.

A copy of the Notice to File Missing Parts is being filed simultaneously.

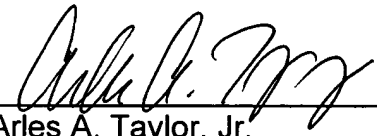
Appl. Serial No.: 10/785,374

The Commissioner is hereby authorized to charge the amount of \$65.00 (representing the Missing Parts surcharge fee for a small entity) in connection with the filing of this correspondence, and is hereby authorized to charge any other fee associated with the filing of this correspondence, to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

Date: 07/21/2004

By: 
Arles A. Taylor, Jr.
Registration No. 39,395

AAT/ptw

Enclosures

Customer No: 25297

"Express Mail" mailing number: EV501977048US

Date of Deposit July 21, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PATENT

Patty Wilson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Summar et al.

Group Art Unit: 1638

Serial No.: 10/785,374

Examiner: Unknown

Filed: February 24, 2004

Docket No.: 1242/58

Confirmation No.: 1629

For: THERAPEUTIC METHODS EMPLOYING NITRIC OXIDE PRECURSORS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attention: Official Draftsman

TRANSMITTAL OF REPLACEMENT DRAWINGS

Dear Sir:

Please find enclosed replacement drawings (3 sheets) for filing in the above-identified U.S. Patent Application in response to the "Notice to File Missing Parts of Application - Filing Date Granted".

The "Notice to File Missing Parts of Application - Filing Date Granted" dated April 22, 2004 has been received. The Response is being filed simultaneously herewith to the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number **50-0426**.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

Date:

07/21/2004

By:

Arles A. Taylor, Jr.

Registration No. 39,395

AAT/ptw

Enclosures

Customer No: 25297

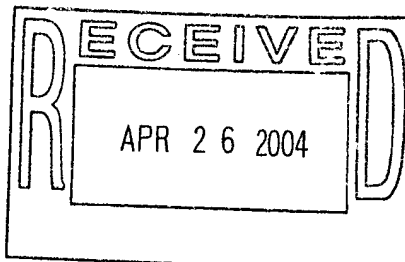


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/785,374	02/24/2004	Marshall L. Summar	1242/58

25297
 JENKINS & WILSON, PA
 3100 TOWER BLVD
 SUITE 1400
 DURHAM, NC 27707



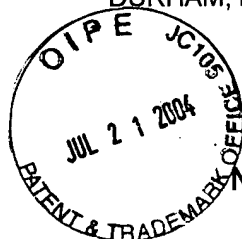
CONFIRMATION NO. 1629

FORMALITIES LETTER



OC000000012426479

Date Mailed: 04/22/2004



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/23/2004 BABRAH1 00000022 500426 10785374

FILED UNDER 37 CFR 1.53(b)

01 FC:2051

65.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
 - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages 20, 97, 102 are not in compliance with 37 CFR 1.52(a).
- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

- The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 4, 11-12.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE